

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
WEST PALM BEACH DIVISION**

**CASE NO. 22-81310-CIV-CANNON**

GERARDO MALDONADO JR.,

Plaintiff,

v.

GEORGE C. ZOLEY, et al.,

Defendants,

/

**STIPULATION AND [PROPOSED] ORDER VOLUNTARILY DISMISSING ACTION  
PURSUANT TO FEDERAL RULES OF CIVIL PROCEDURE 23.1 AND 41**

Plaintiff Gerardo Maldonado Jr. (“Plaintiff”), Defendants George C. Zoley, Brian R. Evans, Anne N. Foreman, Duane Helkowski, Richard H. Glanton, Jose Gordo, Scott M. Kernan, Guido Van Hauwermeiren, Christopher C. Wheeler, Julie Myers Wood, J. David Donahue, Ann M. Schlarb, and David Venturella (collectively, the “Individual Defendants”), and Nominal Defendant The GEO Group, Inc. (“GEO,” and together with the Individual Defendants, “Defendants”; collectively Plaintiff and Defendants are the “Parties”), by and through their undersigned counsel, hereby stipulate and agree as follows:

WHEREAS, on July 1, 2021, plaintiff Anning Fang filed a verified stockholder derivative complaint purportedly on behalf of GEO against most of the Individual Defendants, captioned *Fang v. Zoley, et al.*, Case No. 50-2021-CA-008487 (Fla., 15th Jud’l Cir.) (the “*Fang Action*”);

WHEREAS, on November 12, 2021, plaintiff Rui Zhang filed a verified shareholder derivative complaint purportedly on behalf of GEO against the Individual Defendants, captioned *Zhang v. Zoley, et al.*, Case No. 21-82061-CIV-SMITH (S.D. Fla.) (the “*Zhang Action*”);

WHEREAS, on August 24, 2022, Plaintiff initiated this suit and filed a verified stockholder derivative complaint purportedly on behalf of GEO against the Individual Defendants, captioned *Maldonado v. Zoley, et al.*, Case No. 22-81310-CIV-CANNON (the “*Maldonado Action*,” and together with the *Fang Action* and *Zhang Action*, the “Derivative Actions”);

WHEREAS, all three Derivative Actions were stayed following agreement pending disposition of the factually related securities class action, captioned *Hartel v. The GEO Group, Inc., et al.*, Case No. 20-81063-CIV-SMITH (S.D. Fla.) (the “Securities Action”);

WHERERAS, on September 27, 2023, following mediation without the involvement of Fang or Maldonado, an agreement was reached to settle the *Zhang Action* that would release the claims asserted in the Derivative Actions (*Zhang Action*, ECF No. 50, ¶¶25-28);

WHEREAS, on November 17, 2023, the court granted final approval of a settlement of the Securities Action (Securities Action, ECF Nos. 104-106);

WHEREAS, the parties in the *Zhang Action* sought approval of the derivative settlement;

WHEREAS, Plaintiff timely objected to the derivative settlement;

WHEREAS, on September 6, 2024, the court overruled Plaintiff’s objection and granted Zhang’s motion for final approval of the derivative settlement (*Zhang Action*, ECF No. 66);

WHERERAS, final approval of the derivative settlement fully released all of the claims in this action, and Plaintiff wishes to dismiss the *Maldonado Action* pursuant to Rules 23.1(c) and 41(a) of the Federal Rules of Civil Procedure;

WHEREAS, the Parties agree that the dismissal is not, and shall not be deemed to be, an adjudication of the *Maldonado Action* on the merits, and that each Party shall bear its own fees and costs incurred in connection with the *Maldonado Action*; and

WHEREAS, the Parties agree that notice to shareholders of this dismissal is unnecessary here because: (i) notice of the settlement was issued in connection with the derivative settlement; (ii) there has been no collusion among the Parties; and (iii) neither Plaintiff nor his counsel has received or will receive directly or indirectly any consideration from Defendants for the dismissal;

NOW, THEREFORE, the Parties hereby stipulate and agree, subject to the Court's approval, as follows:

1. This *Maldonado* Action shall be dismissed with prejudice; and
2. The Parties shall bear their own fees and costs in connection with the *Maldonado* Action.

Dated: October 21, 2024

Respectfully submitted,

**DESMOND LAW FIRM, P.C.**  
601 21<sup>st</sup> Street  
Suite 300  
Vero Beach, FL 32960  
Telephone: 772-231-9600

By: /s/ Leo W. Desmond  
Leo W. Desmond, Esq.  
Florida Bar No. 41920  
lwd@desmondlawfirm.com

**GLANCY PRONGAY & MURRAY LLP**  
745 Fifth Avenue  
New York, New York 10151  
Telephone: (212) 935-7400

By: /s/ Benjamin I. Sachs-Michaels  
Benjamin I. Sachs-Michaels, Esq.  
*Admitted Pro Hac Vice*  
bsachsmichaels@glancylaw.com

**KING & SPALDING LLP**  
Southeast Financial Center  
200 S. Biscayne Boulevard  
Suite 4700  
Miami, FL 33131  
Telephone: (305) 462-6000  
Facsimile: (305) 462-6100

By: /s/ Brian P Miller  
Brian P. Miller, Esq.  
Florida Bar No. 0980633  
bmiller@kslaw.com  
Samantha J. Kavanaugh, Esq.  
Florida Bar No. 0194662  
skavanaugh@kslaw.com  
Ross E. Linzer, Esq.  
Florida Bar No. 73094  
rlinzer@kslaw.com

***Counsel for Defendant The GEO Group, Inc.***

**THE PORTNOY LAW FIRM**  
1800 Century Park East  
Suite 600  
Los Angeles, CA 90067  
Telephone: 310-692-8883

By: /s/ Lesley Portnoy  
Lesley Portnoy, Esq.  
*Admitted Pro Hac Vice*  
lesley@portnoylaw.com

*Counsel for Plaintiff*

**GUNSTER, YOAKLEY & STEWART, P. A.**  
600 Brickell Avenue, 35th Floor  
Miami, FL 33131  
Telephone: 305-376-6000  
Facsimile: 786 425-4090

By: /s/ William K Hill  
William K. Hill, Esq.  
Florida Bar Number: 747180  
whill@gunster.com  
George S. LeMieux, Esq.  
Florida Bar Number: 16403  
glemieux@gunster.com  
Ernest “EJ” A. Cox IV, Esq.  
Florida Bar Number: 124652  
ecox@gunster.com

*Counsel for Individual Defendants*

**DONE AND ORDERED** in Chambers at Fort Pierce, Florida this \_\_\_\_ day of October,  
2024.

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**AILEEN M. CANNON**  
**UNITED STATES DISTRICT JUDGE**